

HONORABLE RICARDO S. MARTINEZ

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA, et al.,

Plaintiffs,

V.

STATE OF WASHINGTON, et al.,

Defendants.

NO. C70-9213
Subproceeding No. 19-1

**STIPULATION AND ORDER GRANTING
PRELIMINARY INJUNCTION
REGARDING LUMMI FISHING IN
REGION 2 EAST**

The undersigned parties stipulate to entry of the following order.

Dated: December 3, 2019

THE SWINOMISH INDIAN TRIBAL COMMUNITY

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**STIPULATION AND ORDER GRANTING PRELIMINARY
INJUNCTION REGARDING LUMMI
FISHING IN REGION 2 EAST - 1
(Case No. C70-9213, Subproceeding No. 19-1)**

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LUMMI NATION

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Attorneys for Lummi Nation

Attorneys for Upper Skagit Indian Tribe

ORDER GRANTING PRELIMINARY INJUNCTION

For the reasons stated in the Order Granting Temporary Restraining Order (Dkt. # 37), the

Court ORDERS:

Lummi Nation is hereby ENJOINED from issuing any regulations, opening or participating in any fishery, or otherwise authorizing fishing for any species in Region 2 East. Lummi Nation shall provide notice of this Order by a recording for the Fishing Regulation Hotline and shall take fisheries enforcement action against individual members of Lummi Nation who fail to comply with this Order. This injunction shall continue until otherwise ordered by the Court.

Lummi shall answer the Request for Determination as required by Paragraph 25 no later than December 20, 2019. The parties shall file a proposed case schedule no later than December 20, 2019. All other due dates required by Paragraph 25 of the Permanent Injunction as modified in 1993 (*see United States v. Washington*, 18 F. Supp. 3d 1213 (W.D. Wash. 1993)), the Federal

STIPULATION AND ORDER GRANTING PRELIMINARY
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FISHING IN REGION 2 EAST - 2
(Case No. C70-9213, Subproceeding No. 19-1)

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1 Rules of Civil Procedure, and the Local Rules for the Western District of Washington are stayed
2 until further order of the Court.

3 DATED this 3 day of December 2019.

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7 RICARDO S. MARTINEZ
CHIEF UNITED STATES DISTRICT JUDGE
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STIPULATION AND ORDER GRANTING PRELIMINARY
INJUNCTION REGARDING LUMMI
FISHING IN REGION 2 EAST - 3
(Case No. C70-9213, Subproceeding No. 19-1)

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